

Steven W. Cheifetz (011824) - swc@cimlaw.com
CHEIFETZ IANNITELLI MARCOLINI, P.C.
111 West Monroe Street, 17th Floor
Phoenix, Arizona 85003
Tel. (602) 952-6000
Fax (602) 952-7020

Attorneys for Plaintiff/ Appellant
Colette McNally

**IN THE COURT OF APPEALS
STATE OF ARIZONA
DIVISION ONE**

COLETTE MCNALLY,
Plaintiff/ Appellant,

-vs-

SUN LAKES HOMEOWNERS
ASSOCIATION #1, INC., an
Arizona non-profit corporation,
Defendant/ Appellee.

COURT OF APPEALS

CASE NO.: 1 CA-CV-15-0744

MARICOPA COUNTY SUPERIOR
COURT NO. CV2014-009496

JUDGE: Honorable James T. Blomo

**NOTICE OF WITHDRAWAL OF
APPLICATION FOR
ATTORNEYS' FEES**

Plaintiff McNally, having submitted an Application for Attorneys' Fees and thereafter having reached a settlement with Defendant/ Appellee, Sun Lakes Homeowners Association #1, Inc., and the Defendant/ Appellee having filed with this Court a Notice of Settlement, withdraws its Application for Attorneys' Fees. The parties need time to finalize the

Settlement Agreement without requiring Defendant to respond to the Application for Attorneys' Fees. Plaintiff and Defendant have agreed upon a form of Settlement Agreement, therefore it is fully expected that this settlement will be consummated shortly.

RESPECTFULLY SUBMITTED this 23rd day of November, 2016.

CHEIFETZ IANNITELLI MARCOLINI, P.C.

By: /s/ Steven W. Cheifetz
Steven W. Cheifetz
Attorneys for Appellant

ORIGINAL of the foregoing e-filed with the Court of Appeals and a **COPY** mailed and e-mailed this 23rd day of November, 2016, to:

Robert Grasso, Jr., Esq.
rgrasso@grassolawfirm.com
GRASSO LAW FIRM, P.C.
2121 West Chandler Boulevard, Suite 100
Chandler, Arizona 85224
Attorneys for Defendant/Appellee

By: /s/ Lisa Guthrie